

10-07-05

PCU 1614
JC06 R PCT/PTO 06 OCT 2005

Practitioner's Docket No.: 868_008

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Takuji KAKIGAMI, Mitsuru OKA, Noriyasu KATOH, Masahiro YOSHIDA, Masahiro SHIRAI, Toru MURASE, Masao SAKAIRI, Takayo YAMAMOTO, Mitsuaki TAKEUCHI, Yuji HAYASHI, Motohiro TAKEDA and Mitsuhiro MAKINO

Ser. No.: 10/541,108

Art Unit: 1614

International Filing Date: January 30, 2004

Examiner: Not assigned

371(c) Date: June 30, 2005

Confirmation No.: 4940

For: COMPOUND INHIBITING DIPEPTIDYL PEPTIDASE IV

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 6, 2005 under "EXPRESS MAIL" mailing label number EV 59782 3828 US.

Janet M. Stevens

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(b)

Sir:

The information disclosure statement transmitted herewith is being filed:

☐ within three months of the filing date of this national application.

☐ within three months of the date of entry of the national stage as set forth in §1.491 in an international application.

☒ before the mailing date of the first Office action on the merits.

☐ before the mailing of a first Office Action after the filing of a request for continued examination under §1.114.

Respectfully submitted,

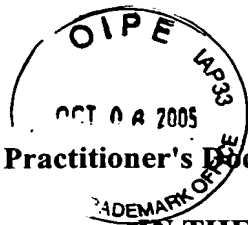
Kevin C. Brown
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October 6, 2005

Date

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Practitioner's Pocket No.: 868_008

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Janet M. Stevens
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INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Required copies of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of an International Search Report from a corresponding International patent application bearing a mailing date of April 27, 2004, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein. Reference AF (WO 02/051836) corresponds to Reference AC (U.S. Publication No. 2004/0180925), Reference AI (JP 09-509921) corresponds to Reference AD (U.S. Patent No. 5,939,560) and Reference AJ (WO 97/40832) corresponds to Reference AE (U.S. Patent No. 6,303,661).

References AA, AB, AF, AH, AI, AJ and AK are discussed in the present specification, page 3, lines 11-23.

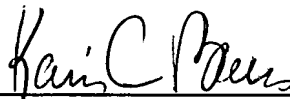
The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

October 6, 2005

Date




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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>						Completed	
Application Number		10/541,108					
Filing Date		June 30, 2005					
First Named Inventor		Takuji KAKIGAMI					
Art Unit		1614					
Examiner Name		Not assigned					
Confirmation No.		4940					
Sheet	1	of	1	Attorney Docket No.		868_008	

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
	AA	2002/0193390	12/19/2002	Villhauer				
	AB	6,011,155	01/04/2000	Villhauer				
	AC	2004/0180925	09/16/2004	Matsuno et al.				
	AD	5,939,560	08/17/1999	Jenkins et al.				
	AE	6,303,661	10/16/2001	Demuth et al.				

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AF	02/051836	07/04/2002	WO				✓
	AG	1 354 882	10/22/2003	EP				
	AH	01/96295	12/20/2001	WO				
	AI	09-509921	10/07/1997	JP				✓
	AJ	97/40832	11/06/1997	WO				✓

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages etc.)

	AK	Edwin B. Villhauer, Gary M. Coppola, and Thomas E. Hughes, Novartis Institute for Biomedical Research, Summit, NJ 07901, "Chapter 19. DPP-IV Inhibition and Therapeutic Potential," Section IV-Immunology, Endocrinology and Metabolic Diseases, Hagmann, Ed., Annual Reports in Medicinal Chemistry-36, pp. 191-200, Copyright©2001 by Academic Press

Examiner:	Date Considered:
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.